

Message

From: Wester, Barbara [wester.barbara@epa.gov]
Sent: 1/30/2019 7:34:29 PM
To: Paula Maccabee [pmaccabee@justchangelaw.com]; Wheatley, Jessica [wheatley.jessica@epa.gov]
CC: Ackerman, Mark [ackerman.mark@epa.gov]; Davis, Lillie [davis.lillie@epa.gov]
Subject: RE: EPA Comments on Draft PolyMet NPDES Permit - FOIA

paula – i believe that water division is responsible for responding to the FOIA, and, as i said in my earlier message, every effort is being made to respond to this FOIA and all the others that were on hold during the funding lapse. i hope that there will be a response to your FOIA by the end of this week or early next week. barbara

From: Paula Maccabee <pmaccabee@justchangelaw.com>
Sent: Wednesday, January 30, 2019 12:55 PM
To: Wester, Barbara <wester.barbara@epa.gov>; Wheatley, Jessica <wheatley.jessica@epa.gov>
Cc: Ackerman, Mark <ackerman.mark@epa.gov>; Davis, Lillie <davis.lillie@epa.gov>
Subject: Re: EPA Comments on Draft PolyMet NPDES Permit - FOIA

Thank you, Barbara.

It would be helpful for us to know who is responsible for providing the response to WaterLegacy's request for the specific document we have sought since October 22, 2018.

Best regards,
 Paula

From: Barbara Wester <wester.barbara@epa.gov>
Date: Wednesday, January 30, 2019 at 12:51 PM
To: "Wheatley, Jessica" <wheatley.jessica@epa.gov>, Paula Maccabee <pmaccabee@justchangelaw.com>
Cc: "Ackerman, Mark" <ackerman.mark@epa.gov>, "Davis, Lillie" <davis.lillie@epa.gov>
Subject: RE: EPA Comments on Draft PolyMet NPDES Permit - FOIA

paula – the FOIA is inhouse and was being processed when the shut down interrupted. i don't have a new due date (the original FOIA was due on january 2, 2019, i believe), and now that the government has reopened, every effort is being made to provide a timely response. barbara

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From: Wheatley, Jessica
Sent: Wednesday, January 30, 2019 12:48 PM
To: Paula Maccabee <pmaccabee@justchangelaw.com>
Cc: Ackerman, Mark <ackerman.mark@epa.gov>; Wester, Barbara <wester.barbara@epa.gov>; Davis, Lillie

<davis.lillie@epa.gov>

Subject: RE: EPA Comments on Draft PolyMet NPDES Permit - FOIA

Good Afternoon,

The Water Division would need to provide the documents to you. I have cc'd them on this correspondence.

From: Paula Maccabee <pmaccabee@justchangelaw.com>

Sent: Wednesday, January 30, 2019 12:33 PM

To: Wheatley, Jessica <wheatley.jessica@epa.gov>

Cc: Ackerman, Mark <ackerman.mark@epa.gov>; Wester, Barbara <wester.barbara@epa.gov>

Subject: Re: EPA Comments on Draft PolyMet NPDES Permit - FOIA

Hello Jessica,

Please let me know how I may secure a copy of the document I requested on October 22, 2018.

If there is a specific person whom I should contact, please advise me of that person's name and contact information.

Sincerely yours,
Paula

Paula Maccabee, Esq.
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email: pmaccabee@justchangelaw.com
email: paula@waterlegacy.org

From: "Wheatley, Jessica" <wheatley.jessica@epa.gov>

Date: Monday, December 3, 2018 at 12:56 PM

To: Barbara Wester <wester.barbara@epa.gov>, Paula Maccabee <pmaccabee@justchangelaw.com>

Cc: "Ackerman, Mark" <ackerman.mark@epa.gov>

Subject: RE: EPA Comments on Draft PolyMet NPDES Permit - FOIA

Hi Barbara,

Could you provide Paula with the documents she is seeking now & we will upload everything into FOIA Online after the fact. I'm sure there will be no fees associated with this request. Let me know if you have any questions. Thanks.

From: Wester, Barbara

Sent: Monday, December 03, 2018 12:39 PM

To: Paula Maccabee <pmaccabee@justchangelaw.com>

Cc: Wheatley, Jessica <wheatley.jessica@epa.gov>; Ackerman, Mark <ackerman.mark@epa.gov>

Subject: FW: EPA Comments on Draft PolyMet NPDES Permit - FOIA

paula i checked with our FOIA office and they do not have the fee commitment email you referenced. could you possibly resend that email message so we can figure out what happened? once the fee commitment is received, then the FOIA can be logged in for processing.

i'm cc'ing our FOIA officer so that you can respond directly to her with the fee commitment of \$25.00.

i'm also cc'ing our water division contact for polymet so that he stays in the loop on this as well.

barbara

From: Paula Maccabee <pmaccabee@justchangelaw.com>
Sent: Tuesday, October 23, 2018 9:47 AM
To: Wester, Barbara <wester.barbara@epa.gov>
Subject: Re: EPA Comments on Draft PolyMet NPDES Permit

Thank you, Barbara. Anything you can do to avoid a delay in the response would be appreciated.

Best regards,
 Paula

From: Barbara Wester <wester.barbara@epa.gov>
Date: Monday, October 22, 2018 at 2:13 PM
To: Paula Maccabee <pmaccabee@justchangelaw.com>
Subject: RE: EPA Comments on Draft PolyMet NPDES Permit

paula thanks for your email message and your request. i conferred with our program folks and FOIA officer, and your request will be converted to a FOIA request (that will happen here, you don't need to do anything) and then you will receive a response. i'm not completely sure on timing, but this is a very simple request, so a response should not take very long.

let me know if you have any questions,

barbara

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From: Paula Maccabee [<mailto:pmaccabee@justchangelaw.com>]
Sent: Friday, October 19, 2018 9:44 AM
To: Wester, Barbara <wester.barbara@epa.gov>
Subject: EPA Comments on Draft PolyMet NPDES Permit

Hi Barbara,

We are now focusing our attention on the next step of the PolyMet NPDES process.

In connection with this work, WaterLegacy would request a copy of the EPA Region 5 final comments on the draft NPDES permit proposed by the Minnesota Pollution Control Agency for the PolyMet project in January 2018 (Minnesota Permit No. MN0071013).

Please let me know if there is a charge for retrieving this document. WaterLegacy would be willing to cover these actual costs. We would not require a paper copy, only an electronic version.

Thank you for your assistance.

Best regards,
Paula

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